

In the Matter of)
)
Section 63.71 Application of)
XO Communications, LLC)

SECTION 63.71 APPLICATION

XO Communications, LLC (“XO” or “Applicant”) hereby seeks authorization, pursuant to Section 214(a) of the Communications Act of 1934, as amended (the “Act”), 47 U.S.C. § 214, and Section 63.71 of the Federal Communications Commission’s (“Commission”) rules, 47 C.F.R. § 63.71, to discontinue its provision of local exchange and interexchange services in the Pittsburgh, Pennsylvania metropolitan area. The services affected are: Basic Business Lines, Digital Private Branch Exchange (Digital PBX), Remote Call Forwarding, Total Communications Voice STD, True Business, ISDN PRI Service, Trunk Group Service, Wholesale ISDN PRI Service, Corporate LD Rate Plan, and Long Distance Business Rate Plan. The services to be discontinued currently are provided by XO’s operating subsidiary, XO Communications Services, LLC (“XOCS”). XO is a leading provider of local and long distance telecommunications services, interexchange access services, VoIP services, Internet access services and other information/enhanced services. XO is authorized by the Commission to provide both interstate and international telecommunications services. XOCS is authorized to provide intrastate telecommunications services in 49 states and the District of Columbia.¹

¹ XPCS does not operate in Nevada and Virginia, where XO provides service through two additional subsidiaries: Telecommunications of Nevada, LLC and XO Virginia, LLC, respectively.

The Applicant provides the following information pursuant to Section 63.71 of the Commission's Rules:

1. Name and Address of Carrier: XO is located at 13865 Sunrise Valley Drive, Herndon, Virginia 20171-4661.

2. Date of Planned Service Discontinuance, Reduction or Impairment: The Applicant plans to discontinue the provision of these local exchange and long distance services in the Pittsburgh, Pennsylvania metropolitan area: Basic Business Lines, Digital PBX, Remote Call Forwarding, Total Communications Voice STD, True Business, ISDN PRI Service, Trunk Group Service, Wholesale ISDN PRI Service, Corporate LD Rate Plan, and Long Distance Business Rate Plan effective September 23, 2016. Applicant understands that this application will be automatically granted on the 31st day after public notice of filing unless the Commission notifies the Applicant to the contrary.

3. Points of Geographic Areas of Service Affected: XO proposes to discontinue the provision of these services in the Pittsburgh, Pennsylvania metro area, i.e. Allegheny County.

4. Brief Description of Type of Service Affected: The XO service offerings affected by this discontinuance are local exchange and long distance services: Basic Business Lines, Digital PBX, Remote Call Forwarding, Total Communications Voice STD, True Business, ISDN PRI Service, Trunk Group Service, Wholesale ISDN PRI Service, Corporate LD Rate Plan, and Long Distance Business Rate Plan. These services provide voice and/or data service over the public switched telephone network (PSTN).

These services are provisioned over a switch which XO is decommissioning for strategic business reasons. The proposed discontinuance of these XO services will not harm the affected

customers because there are other alternative service providers and technologically advanced services in the Pittsburgh, Pennsylvania metro area that perform essentially the same functions.

5. Brief Description of the Dates and Methods of Notice to All Affected Customers:

In accordance with Section 63.71(a), on July 20, 2016, XO provided written notice, by first class U.S. Postal Service mail or overnight courier, to its affected customers. A sample copy of the notice sent to customers is attached hereto as Attachment A.


6. Whether the Carrier is Considered Dominant or Non-Dominant with Respect to the Service to Be Discontinued, Reduced or Impaired: Applicant is considered non-dominant with respect to the affected services.

In accordance with Section 63.71 of the Commission's Rules and concurrent with the filing of this Application, a copy of this Application is being mailed to the Special Assistant for Telecommunications for the Secretary of Defense, the Governor of Pennsylvania and the Pennsylvania Public Utility Commission.

Additional questions regarding this application may be addressed to the undersigned.

Respectfully submitted,

XO Communications, LLC

By: 
Winafred Brantl
Kelley Drye & Warren LLP
3050 K Street, NW – Suite 400
Washington, DC 20007
Tel: (202) 945-6649
E-Mail: wbrantl@kelleydrye.com

Its Attorneys

Dated: July 28, 2016

Attachment A

+Letterhead

July 20, 2016

Customer _____

Address _____

Address _____

Re: **IMPORTANT NOTICE REGARDING DISCONTINUANCE OF SERVICE**

Dear Sir or Madam:

Effective September 23, 2106, XO Communications Services, LLC ("XO") will no longer be providing local service, and the long distance service associated with that service, to customers in the Pittsburgh, Pennsylvania metro area. The services impacted by this discontinuance are all XO local exchange and long distance services in the Pittsburgh metro area including, but not limited to the following: Basic Business Lines, Digital PBX, Remote Call Forwarding, Total Communications Voice STD, True Business, ISDN PRI Service, Trunk Group Service, Wholesale ISDN PRI Service, Corporate LD Rate Plan, and Long Distance Business Rate Plan. These services are local voice services or bundled services that include local voice, along with the associated long distance rate plans subscribed to by business customers. XO will be decommissioning the switch on which these services are provisioned and, therefore, will be unable to continue to provide you these services. You are receiving this notice because your company appears in XO's records as a "customer-of-record" of one or more of these services. As a result, we are furnishing you with notice sufficient to allow you to evaluate alternative providers, if you currently are using any of these services.

The FCC will normally authorize this proposed discontinuance of service unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than fifteen (15) days after the Commission releases public notice of the proposed discontinuance. You may file your comments electronically through the FCC's Electronic Comment Filing System using the docket number established in the Commission's public notice for this proceeding, or you may address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and include in your comments a reference to the §63.71 Application of XO Communications Services, LLC. Comments should include specific information about the impact of this proposed discontinuance upon you or your company, including any inability to acquire reasonable substitute service.

If you have any questions, please contact your Customer Service Manager or XO Customer Care at 888-575-6398. We thank you for your business.

Sincerely,

XO COMMUNICATIONS

VERIFICATION

STATE OF VIRGINIA)
) ss.
County of Fairfax)

I, Kelly Faul, hereby attest that I am the Director of Regulatory for the applicant, XO Communications, LLC (XO), and as such am authorized to make this verification on behalf of XO and its operating subsidiary, XO Communications Services, LLC,; that I have read the foregoing Section 63.71 Application; that I know the contents thereof; and that the facts set forth in the foregoing Application are true and correct to the best of my knowledge, information and belief.



A handwritten signature in blue ink, reading "Kelly Faul", is written over a horizontal line.

July 20, 2016

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Section 63.71 Application was served this 28th day of July 2016 by mailing true and correct copies thereof, postage prepaid, to the following persons at the addresses listed below.

Secretary of Defense
Attn: Special Assistant for Telecommunications
Pentagon
Washington, D.C. 20301

Commonwealth of Pennsylvania
Governor Tom Wolf
Office of the Governor
508 Main Capitol Building
Harrisburg, PA 17120

Ms. Rosemary Chiavetta
Secretary's Bureau
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Second Floor
Harrisburg, PA 17120



Winafred Brantl